

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

PAUL SORNBERGER,

Civil No. C05-5771-FDB

Plaintiff,

vs.

ORDER

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

Based on the stipulation of the parties, it is hereby ORDERED that this case is
REVERSED and REMANDED for further proceedings under sentence four of 42 U.S.C.

§ 405(g). On remand, an administrative law judge (ALJ) will:

- hold a de novo hearing;
- explicitly reopen Plaintiff's 1996 Title II and Title XVI applications and determine his disability status from 1995 through May 2002;

- 1 • re-evaluate Plaintiff's subjective complaints, the lay evidence (and explain weight given to
- 2 it), and the severity of Plaintiff's impairments (including mental impairments and multiple
- 3 sclerosis);
- 4
- 5 • obtain additional evidence regarding these impairments and proceed with the sequential
- 6 evaluation process;
- 7 • further evaluate Plaintiff's residual functional capacity and the physical and mental
- 8 demands of his past relevant work;
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- 10 • determine whether he could perform this work or other work; and
- 11 • obtain vocational expert testimony, if necessary.

12 Pursuant to 20 C.F.R. §§ 404.983, 416.1483, Plaintiff may submit new evidence and raise
13 any issue on remand whether or not raised previously. Further, the parties agree Plaintiff may be
14 awarded costs pursuant to 28 U.S.C. § 1920 and reasonable attorney fees and expenses pursuant
15 to the Equal Access to Justice Act, 28 U.S.C. § 2412.


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1 DATED this ____ day of April 2006.

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FRANKLIN D. BURGESS
UNITED STATES DISTRICT JUDGE

Recommend for Entry:
UNITED STATES MAGISTRATE JUDGE

Presented by:

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